

O 14038
JAN 19 2006

In re Patent Application of

PATENT & TRADEMARK OFFICE
WADDINGTON

Serial No. 09/913,463

Filed: August 15, 2001

Title: RESOURCE SCHEDULING

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Before the Board of Patent Appeals and Interferences

Atty Dkt. 36-1489

C# M#

TC/A.U.: 2195

Examiner: K. Tang

Date: January 19, 2006

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Correspondence Address Indication Form Attached.

NOTICE OF APPEAL

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the Examiner twice/finally rejecting \$500.00 (1401)/\$250.00 (2401) \$ 500.00 applicant's claim(s).

An appeal **BRIEF** is attached in the pending appeal of the above-identified application

\$500.00 (1402)/\$250.00 (2402) \$

Credit for fees paid in prior appeal without decision on merits

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A reply brief is attached in triplicate under Rule 41.41

(no fee)

Pre-Appeal Brief Request for Review form attached.

01/20/2006 JADDO1 00000028 09913463

01 FC:1401

500.00 OP

Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s)

One Month Extension \$120.00 (1251)/\$60.00 (2251)

Two Month Extensions \$450.00 (1252)/\$225.00 (2252)

Three Month Extensions \$1020.00 (1253)/\$510.00 (2253)

Four Month Extensions \$1590.00 (1254)/\$795.00 (2254) \$ 1020.00

"Small entity" statement attached.

Less 3 month extension previously paid on January 19, 2006 With Amendment

-\$(1020.00)

TOTAL FEE ENCLOSED \$ 500.00

Any future submission requiring an extension of time is hereby stated to include a petition for such time extension. The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our **Account No. 14-1140**. A duplicate copy of this sheet is attached.

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NIXON & VANDERHYE P.C.
By Atty: Larry S. Nixon, Reg. No. 25,640

Signature:

Larry S. Nixon